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Applicati n of 08/997,464

Filing Date June 8, 2001

Inv ntor(s) David M Stern et al.

Group Art Unit 1635

Examiner Name Jon Eric Engell

Attorney Docket No. 0575/54202

JPW/AJM/JCS

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

April 4, 2003

COMMISSIONER FOR PATENTS

Washington, D.C. 20231

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Sir:

This is a Request for Continued Examination under 37 C.F.R. § 1.114 of the above-identified application.

1. \_\_\_\_\_ Consider the unentered amendment/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_.
2. \_\_\_\_\_ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
3.   X   Enclosed is/are
  - X   Amendment/Reply.
  - \_\_\_\_\_ Affidavit(s)/Declaration(s).
  - \_\_\_\_\_ Information Disclosure Statement (IDS).
    - \_\_\_\_\_ PTO-1449
    - \_\_\_\_\_ Copy of IDS Citation
    - \_\_\_\_\_ Other: \_\_\_\_\_
4.   X   Small entity status under 37 C.F.R. § 1.27 is claimed.
  - \_\_\_\_\_ A verified statement to establish small entity status is enclosed.
  - X   A verified statement to establish small entity status was previously filed and such status is still proper and desired.
5.   X   A check in the amount of \$ 580.00 is enclosed.

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4/25  
RCE

RCE Transmittal  
Page 2

Attorney Docket No. 0575/54202/JPW/AJM/JCS

6.   X   The Commissioner is hereby authorized to charge the following fees, or credit any v rpayment, to Deposit Account No. 03-3125.

  X   RCE fee required under 37 C.F.R. § 1.17(e).

  X   Extension of time fee (37 C.F.R. §§ 1.136 and 1.17).

       Other fees \_\_\_\_\_.

7.   X   Three copies of this sheet are enclosed.

Respectfully submitted,



\_\_\_\_\_  
John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: David M. Stern et al.  
Serial No.: 08/997,464 Group Art Unit: 1635  
Filed : June 8, 2001 Examiner: J. Eric Angell  
For : A METHOD OF EVALUATING THE ABILITY OF A COMPOUND  
TO INHIBIT NEUROTOXICITY

#28/K.T.  
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F

1185 Avenue of the Americas  
New York, New York 10036  
April 4, 2003

Assistant Commissioner for Patents  
Washington, D.C. 20231  
BOX RCE

Sir:

PRELIMINARY AMENDMENT AND  
PETITION FOR A TWO-MONTH EXTENSION OF TIME

This Preliminary Amendment is submitted along with the RCE enclosed herewith in connection with the above-identified application. A Notice of Appeal was filed December 4, 2002, making an Appeal Brief due February 4, 2003. Applicants hereby petition for a two-month extension of time under the provisions of 37 C.F.R. 1.136(a). The fee for a two-month extension for a small entity is \$205.00. A check for \$580.00 is enclosed, which amount includes the extension fee and the RCE filing fee. With the two-month extension, an Appeal Brief is now due on April 4, 2003, and this Amendment and RCE are being submitted in lieu thereof. Accordingly, this Amendment and RCE are being timely filed.

Please amend the subject application as follows: